

1
2 BILL NO. G-95-02-11

3 GENERAL ORDINANCE NO. 5-07-95

4 AN ORDINANCE OF THE COMMON COUNCIL OF THE
5 CITY OF FORT WAYNE, INDIANA AMENDING
6 GENERAL ORDINANCE NO. G-04-95 BY
7 REPEALING SECTION 53.11 THEREOF AND
8 REPLACING IT WITH LANGUAGE CONSISTENT
9 WITH GENERAL ORDINANCE G-17-94.

10 WHEREAS, current Sec. 53.11 of General Ordinance No. G-
11 04-95 provides that a lien will be placed on the tax roll of
12 a non-resident property owner if a stormwater fee is not paid
13 by a City Utilities customer who resides at that property; and

14 WHEREAS, current Sec. 53.11 is in conflict with General
15 Ordinance G-17-94, Sec. 51.099.

16 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
17 THE CITY OF FORT WAYNE, INDIANA THAT:

18 SECTION 1. General Ordinance G-04-95 is hereby amended
19 by repealing current section 53.11 and replacing it with the
20 following language:

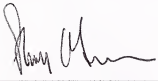
21 "Sec. 53.11. Delinquent Fees and Penalties as Liens:
22 Duplicates - Collection.

23 Delinquent charges for stormwater services, and applied
24 penalties, recording fees and service charges may be made
25 a lien upon the property when the delinquent party is the
26 property owner and may be collected in accordance with
27 the provisions of Indiana Code 36-9-23-32 and 36-9-23-
28 33."

29 SECTION 2. This Ordinance shall be in full force and
30 effect from and after its passage, any and all necessary
31 approval by the Mayor.

32 
COUNCIL MEMBER

33 APPROVED AS TO FORM
34 AND LEGALITY.

35 
36 Stanley A. Levine
37 Legal Advisor to
38 Fort Wayne Common Council

Read the first time in full and on motion by Ravine,
and duly adopted, read the second time by title and referred to the
Committee on Regulations (and the City Plan Commission
for recommendation) and Public Hearing to be held after due legal notice, at
the Common Council Council Conference Room 128, City-County Building, Fort
Wayne, Indiana, on _____, 19____, the _____ day of _____
M., E.S.T.

DATED: 2-28-95. Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Ravine,
and duly adopted, placed on its passage. PASSED LOST
by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>6</u>			<u>3</u>
BRADBURY				<u>✓</u>
EDMONDS				<u>✓</u>
GiaQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG	<u>✓</u>			
LUNSEY				<u>✓</u>
RAVINE	<u>✓</u>			
SCHMIDT	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 3-14-95. Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) _____ (APPROPRIATION) _____ (GENERAL)
(SPECIAL) _____ (ZONING) _____ ORDINANCE RESOLUTION NO. 0-04-95.
on the 14th day of March, 1995

ATTEST:
Sandra E. Kennedy (SEAL) Don J. Schmitter
SANDRA E. KENNEDY, CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the 15th day of March, 1995.
at the hour of 10:45 o'clock A., M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK
Approved and signed by me this 25th day of March,
1995, at the hour of 9:30 o'clock A. M., E.S.T.
Paul Helmke
PAUL HELMKE, MAYOR

BILL NO. G-95-02-11

REPORT OF THE COMMITTEE ON
REGULATIONS
CLETUS R. EDMONDS - REBECCA J. RAVINE - CO-CHAIR
ALL COUNCIL MEMBERS

WE, YOUR COMMITTEE ON REGULATIONS TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) OF THE COMMON COUNCIL
OF THE CITY OF FORT WAYNE, INDIANA AMENDING GENERAL ORDINANCE NO.
G-04-95 BY REPEALING SECTION 53.11 THEREOF AND REPLACING IT WITH
LANGUAGE CONSISTENT WITH GENERAL ORDINANCE G-17-94

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Sgt. Francisco
Rebecca Ravine
CSH

CSH

CSH

J. Bradbury

CSH

DATED: 3-14-95.

Sandra E. Kennedy
City Clerk